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5 UNITED STATES DISTRICT COURT
6 FOR THE DISTRICT OF WASHINGTON
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8 MICHELLE D. BROOKS,

9 Plaintiff,

10 vs.
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12 DEBRA ANN PETERSON

13 Defendant.
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No. 2:14-CV-052-RHW

**REPORT AND RECOMMENDATION
TO CLOSE FILE**

15 By Order filed February 20, 2014, ECF No. 3, the Plaintiff was directed to
16 proffer the full filing fee, show cause why prepayment would be inappropriate, or
17 submit a properly completed Application to Proceed *In Forma Pauperis* within
18 thirty days.

19 There has been no response to the court's Order. Accordingly,

20 **IT IS RECOMMENDED** the file of the captioned matter be **CLOSED**.

21 **OBJECTIONS**

22 Plaintiff may object to a magistrate judge's proposed findings,
23 recommendations or report within fourteen (14) days following service with a copy
24 thereof. Written objections shall be filed with the Clerk of the Court, specifically
25 identifying any the portions to which objection is being made, and the basis
26 therefor.

27 A district judge will make a de novo determination of those portions to
28 which objection is made and may accept, reject, or modify the magistrate judge's

1 determination. The judge need not conduct a new hearing or hear arguments and
2 may consider the magistrate judge's record and make an independent
3 determination thereon. The judge may, but is not required to, accept or consider
4 additional evidence, or may recommit the matter to the magistrate judge with
5 instructions. *United States v. Howell*, 231 F.3d 615, 621 (9th Cir. 2000); 28 U.S.C.
6 § 636(b)(1)(B) and (C); FED. R. CIV. P. 72(b)(3); LMR 4, Local Rules for the
7 Eastern District of Washington. A magistrate judge's recommendation cannot be
8 appealed to a court of appeals; only the district judge's order or judgment can be
9 appealed.

10 The Clerk of the Court is directed to file this Report and Recommendation
11 and provide a copy to Plaintiff and to Senior Judge Whaley.

12 DATED March 25, 2014.



A handwritten signature in black ink, consisting of a stylized 'M' followed by a horizontal line.

JOHN T. RODGERS
UNITED STATES MAGISTRATE JUDGE